

Knoxville Patriot.

DAILY 68; TRI-WEEKLY 95; WEEKLY 95.

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the protection which renders us safe in our homes, and makes us feel when our wives and little ones lie down at night, that they are in no danger of suffering from the atrocities of the enemy. Col. Fox owes it to himself, and to his fellow-citizens, to repudiate the statement of the *Whig* if it be not true. There must be no compromise with the enemies of the State.

"Position of Col. Polk."
The *Banner* sets forth the "Position of Col. Polk" in what the printers call long primer. But there is one position of the Colonel our neighbor does not give—the "position" on the "Union Ticket." Here is the heading of the Knoxville *Whig*, and the ticket annexed:

FOR GOVERNOR,
ISHAM G. HARRIS,
OF SHELBY.

FOR SENATOR,
WASHINGTON BARROW.

FOR REPRESENTATIVES,
ABRAHAM L. DEMOSS,
IRA P. JONES.

For the Permanent Constitution.
SUNDAY MORNING, JULY 21, 1861.

Judge Catron.
We lay before our readers this morning that portion of the charge of Judge CATRON to the Grand Jury at St. Louis on the 19th inst., which relates to the crime of treason. According to the definition of the learned Judge the volunteers of the State of Tennessee are traitors in arms against their Government, and liable to be punished as such.

Judge CATRON is the citizen of Tennessee, the Confederate States, and he clings to his position under the Federal Government, and gives it aid and comfort by holding its courts, and holding over the heads of our patriotic volunteers, struggling in the cause of liberty and independence, the penalties of treason. This may accord with the distinguished jurist's sense of justice and right; but it is at variance with the great principles of the American Declaration of Independence, which have given impetus and vigor to the revolution of to-day. Judge CATRON cannot retain his position under the Federal Government, and maintain the doctrines of its charge, and at the same time be true to the cause of Southern Independence. We believe he is too honest and courageous to attempt to impose such an absurdity upon a confiding people.

His feelings and sympathies are manifestly with the cause of the Confederacy, and those who have been serving, and whose laws he has been enforcing, for so many years; and he desires to preserve rather than the successful solution of the problem of a Southern Confederacy, driven through the people of the South have been to the extremity of revolution by the tyranny and oppressions of the North, and the war of subjugation waged upon them, in defiance of the constitution and laws.

JOHNSON, MAXWELL, NELSON and BRUNSON have been denounced as infamous for the part they have played in the great drama which is rapidly approaching its termination. Neither of them had, or have, the power for mischief which the eminent Judge possesses. They are simply partisan politicians. His position removes him from the influence of party, and commands respect and reverence. They carry with them chiefly the prejudice and passions of the parties; the judicial authority appeals to the cool and calm convictions and conservatism of the judgment, and arrests attention and thought, in sources the former cannot reach. Shall they be denounced and ostracized, and be allowed to encourage conspirators against the peace and safety of our State, with impunity?

We would not do the distinguished Judge any wrong. We have not lost our reverence for a Bench which has been so long and so well served by him. We honor him for his brave defense of the right of speech and the freedom of the press. But, in times like these, it is incumbent upon every one—particularly upon those in elevated positions, carrying with them distinction and authority—to let their fellow-citizens know precisely where they stand. If the Judge has been improperly suspected, the fault lies at his own door. He himself, and not his enemies, has caused the necessity of his denunciation, and he alone can remove the suspicions which are already ripening into convictions. Let him speak. The people want to hear him, and not an interpreter. They understand his mother tongue, and can comprehend what he may say.

Sending Troops to East Tennessee.
Sometime ago Major ANDERSON was made a Brigadier General, and assigned to the Military Department of Kentucky. Subsequently, it was stated that he would lead a column of the Federal troops destined to operate in East Tennessee, and to pass through Kentucky. Arms intended for East Tennessee Union men have been sent to Kentucky, and started for their destination through the eastern portion of that State. To prevent East Tennessee from becoming the theatre of war, and to protect all her citizens who are disposed to be loyal to the State and respect her authority, it has become necessary to station portions of our volunteer force at certain points which afford the readiest access to an invading force. Every right thinking man would say that, in doing this, the Governor has acted wisely and humanely. His duty to the people of the entire State, as well as to the people of East Tennessee, demanded this much of him; and unless he had done it, he would be justly censurable by the State.

But there are men in the State in whose minds enough to take advantage of this wise precautionary measure, and make capital of it. Col. W. H. POLK who is running for the Governorship. And if the Knoxville *Whig*, the organ of the disaffected Union men in East Tennessee, is to be believed, Col. POLK himself is either lending himself to this purpose, or playing false to his duty as a citizen of Tennessee and the Confederate States. In the *Whig* of the 18th inst., we find the following:

HARRIS AND POLK.—Gov. Harris, listening to the false representations of malicious men in East Tennessee, is sending troops from Middle Tennessee here to subjugate Union men. This means of bringing on civil war, and expediting the Union men of East Tennessee, Col. POLK is opposed to, and would not lend himself to any such purpose. It is, therefore, the duty and interest of every Union man in East Tennessee to vote for POLK. The defeat of Harris will be a victory to defend Harris, and it will teach him and his counselors a lesson they will not soon forget.

We infer from this, that Col. POLK is "opposed to" sending troops to East Tennessee to protect the State and the people against invasion. The charge that they are sent there to "subjugate Union men" is false, and used only to keep up ill-feeling in that section. Col. POLK, and all who are true to the cause of Southern Independence must feel the importance of keeping a sufficient force at all exposed points in East Tennessee to prevent invasion, and to keep up our line of communication with Virginia, so that our brave volunteers there, fighting for our liberties, can be succored and sustained. If Col. POLK, however, as the *Whig* asserts for him, is "opposed to" it, then he is not fit to be trusted by the people of the State. He is such an emergency as the present. The authority of the State and the Confederate States must be upheld, and he who lends himself to intrigue to weaken it, for the purpose of pandering to his ambition, or for any other purpose, should be visited with the wrath of the people. It is the authority of the State and the Confederate States which now gives us security. It is that which affords

generally are intelligent, sociable and hospitable. Near the main camp is an antique church built in 1743, with brick imported from England, said to be the first brick house ever built in Virginia.

On Sunday last the new chaplain of the regiment, Dr. Joseph Cross, of Gallatin, preached his first sermon. His text was selected from Acts 2: 39. "Therefore, be not separated from each other, brothers, but continue to love one another, as you have loved the world; for if you do not love one another, you shall not see the Father." His sermon was eloquent and impressive. Many a brave soldier's eyes were dimmed with tears at the solemn admonition of his divine instructor. Dr. Cross arrived on Saturday, and superceded the Rev. Dr. Brison, of Columbia, who left on Monday with the regrets of the regiment. It is impossible for me to give you a reliable information in regard to the movements of the enemy in the different parts of our border.

Rumor says they continue to land troops at Fort Monroe, which, if true, their object to take Norfolk by way of Sewall's Point or Craney Island; or, if possible, to seize the Norfolk and Petersburg Railroad, and cut off communication from the interior is inevitable. We also have various reports in regard to the movements of the enemy. Some say that a number of our soldiers prisoners taken by the enemy, headed by Gen. Scott, are about marching from Alexandria on Maryland, which needs confirmation. Should any important movement take place, I will advise you.

Yours, &c., G. F. A.

Charge of Judge Catron.
The following are the substantial parts of the charge of Judge CATRON, delivered in the U. S. Circuit Court, St. Louis, 10th inst.:

GAYKEMAN.—The oath just taken by you indicates with sufficient clearness the duty of judicial impartiality, patience and independence by which your deliberations should be governed. It is your duty to be impartial, and to try all who have been guilty of offenses under the United States statutes committed within this State, and to protect the innocent from unfounded or malicious accusations. Popular clamor, unjust suspicion, partisan favor or malice, personal prejudice, illegal views of rights and wrongs, or all heart, favor or affection, must be carefully excluded—not suffered for a moment to enter the jury-room or intrude upon your consciences. You are to render your verdicts solely as the law and evidence may demand, and without respect to person.

There is one crime of great magnitude, and its effects upon society, the power to punish for which is so liable to abuse, that the Constitution has carefully defined and limited it to two distinct offenses. It is the crime of treason, and it is essential to the safety and happiness of all, but striking at the very foundation of public order. The power to punish is so essential to the maintenance of the Government, that it is essential to every government, whatever its form of civil and political organization. But as an abuse of that power may be destructive of the very government which it is intended to maintain, it is essential that it should be so determined in its character that no excitement, passion or popular rage, can pervert it to ends of tyrannical oppression or frenzy. Properly considered, it is a power of self-protection lodged in the Government to enable it to preserve its integrity, to defend itself against all subversion or overthrow. Legitimately used, it can never be an instrument of oppression, or a means of punishing a citizen or community of any privilege guaranteed by the fundamental laws of the land. It ought not to be abused, and it should be so determined in its character that no excitement, passion or popular rage, can pervert it to ends of tyrannical oppression or frenzy. Properly considered, it is a power of self-protection lodged in the Government to enable it to preserve its integrity, to defend itself against all subversion or overthrow. Legitimately used, it can never be an instrument of oppression, or a means of punishing a citizen or community of any privilege guaranteed by the fundamental laws of the land. It ought not to be abused, and it should be so determined in its character that no excitement, passion or popular rage, can pervert it to ends of tyrannical oppression or frenzy. 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